

Deborah J. Smith v. Dolgencorp, LLC d/b/a Dollar General
Pike County Circuit Court
Cause No. 63C01-2105-CT-000128

EXHIBIT A

STATE COURT RECORD

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Deborah J. Smith v. DOLGENCORP LLC d/b/a DOLLAR GENERAL

Case Number	63C01-2105-CT-000128
Court	Pike Circuit Court
Type	CT - Civil Tort
Filed	05/04/2021
Status	05/04/2021 , Pending (active)

Parties to the Case

Defendant DOLGENCORP LLC d/b/a DOLLAR GENERAL

Attorney

Lyndsay Ileana Ignasiak
#3069045, Retained

Reminger Co., LPA
College Park Plaza
8909 Purdue Rd. Suite 200
Indianapolis, IN 46268
317-853-7372(W)

Plaintiff Smith, Deborah J.

Attorney

Raymond Thomas Green
#727903, Lead, Retained

BLACKBURN & GREEN
8202 Clearvista Pkwy
Bldg 8, Suite B
Indianapolis, IN 46256
317-489-4700(W)

Attorney

Collin Wilkin Green
#3378149, Retained

BLACKBURN & GREEN
8202 Clearvista Pkwy
SUITE 8B
Indianapolis, IN 46256
317-489-4700(W)

Attorney

Letha Ann Maier
#3437129, Retained

Blackburn & Green
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
317-489-4700(W)

Chronological Case Summary

05/04/2021 Case Opened as a New Filing

05/04/2021 Appearance Filed

Appearance by Attorney (R.T. Green)

For Party: Smith, Deborah J.

File Stamp: 05/04/2021

05/04/2021 Complaint/Equivalent Pleading Filed

Complaint for Damages

Filed By: Smith, Deborah J.

File Stamp: 05/04/2021

05/04/2021 Jury Trial Demand Filed

Jury Demand

Filed By: Smith, Deborah J.

File Stamp: 05/04/2021

05/04/2021 Subpoena/Summons Filed

Summons-Dolgenercorp LLC

Filed By: Smith, Deborah J.

File Stamp: 05/04/2021

05/12/2021 Service Returned Served

certified mail to Dolgenercorp, LLC signed by Mary Coleman, no delivery date listed

Party Served: DOLGENCORP LLC d/b/a DOLLAR GENERAL

06/02/2021 Appearance Filed

Appearance for Defendant

For Party: DOLGENCORP LLC d/b/a DOLLAR GENERAL

File Stamp: 06/02/2021

06/02/2021 Motion Filed

Unopposed Motion for Enlargement of Time to Respond to Complaint

Filed By: DOLGENCORP LLC d/b/a DOLLAR GENERAL

File Stamp: 06/02/2021

06/02/2021 Order Granting

Order Granting Unopposed Motion for Enlargement of Time to Respond to Complaint

Judicial Officer: Biesterveld, Jeffrey L

Order Signed: 06/02/2021

06/03/2021 Automated ENotice Issued to Parties

Order Granting ---- 6/2/2021 : Collin Wilkin Green;Lyndsay Ileana Ignasiak;Letha Ann Maier;Raymond Thomas Green

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Smith, Deborah J.

Plaintiff

Balance Due (as of 06/09/2021)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	157.00	0.00	157.00

Transaction Summary

Date	Description	Amount
05/04/2021	Transaction Assessment	157.00
05/04/2021	Electronic Payment	(157.00)

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63C01-2105-CT-000128

Pike Circuit Court

Filed: 5/4/2021 1:53 PM
Clerk
Pike County, Indiana

STATE OF INDIANA)	IN THE PIKE CIRCUIT COURT
) SS:	
COUNTY OF PIKE)	CAUSE NO.
DEBORAH J. SMITH,)	
)	
Plaintiff,)	
)	
vs.)	
)	
DOLGENCORP LLC)	
d/b/a DOLLAR GENERAL,)	
)	
Defendant.)	

E-FILING APPEARANCE BY ATTORNEY IN CIVIL CASE**This Appearance Form must be filed on behalf of every party in a civil case.**

1. The party on whose behalf this form is being filed is:

Initiating X Responding _____ Intervening _____ ; and

the undersigned attorney and all attorneys listed on this form now appear in this case for the following parties:

Name of party Deborah J. Smith

2. Attorney information for service as required by Trial Rule 5(B)(2)

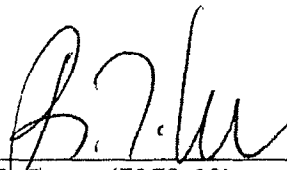
Name: R.T. Green Atty Number: 7279-03Name: Collin W. Green Atty Number: 33781-49Name: Letha A. Maier Atty Number: 34371-29Address: 8202 Clearvista Parkway, Ste. 8B, Indianapolis, IN 46256Phone: (317) 489-4700 Fax: (317) 845-7847Email Address: rtgreen@blackburnandgreen.comEmail Address: cgreen@blackburnandgreen.comEmail Address: lmaier@blackburnandgreen.com

IMPORTANT: Each attorney specified on this appearance:

- (a) certifies that the contact information listed for him/her on the Indiana Supreme Court Roll of Attorneys is current and accurate as of the date of this Appearance;
- (b) **acknowledges that all orders, opinions, and notices from the court in this matter that are served under Trial Rule 86(G) will be sent to the attorney at the email address(es) specified by the attorney on the Roll of Attorneys regardless of the contact information listed above for the attorney;** and
- (c) understands that he/she is solely responsible for keeping his/her Roll of Attorneys contact information current and accurate, see Ind. Admis. Disc. R. 2(A).

Attorneys can review and update their Roll of Attorneys contact information on the Courts Portal at <http://portal.courts.in.gov>.

- 3. This is a CT case type as defined in administrative Rule 8(B)(3).
- 4. This case involves child support issues. Yes ☐ No ☒
- 5. This case involves a protection from abuse order, a workplace violence restraining order, or a no – contact order. Yes ☐ No ☒
- 6. There are related cases: Yes ☐ No ☒
- 7. There are other party members: Yes ☐ No ☒



R.T. Green (7279-03)
Collin W. Green (33781-49)
Letha A. Maier (34371-29)
Attorneys for Plaintiff
BLACKBURN & GREEN
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
Telephone: (317) 489-4700

63C01-2105-CT-000128

Pike Circuit Court

Filed: 5/4/2021 1:53 PM
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Pike County, Indiana

STATE OF INDIANA)	IN THE PIKE CIRCUIT COURT
) SS:	
COUNTY OF PIKE)	CAUSE NO.
DEBORAH J. SMITH,)	
)	
Plaintiff,)	
)	
vs.)	
)	
DOLGENCORP LLC)	
d/b/a DOLLAR GENERAL,)	
)	
Defendant.)	

COMPLAINT FOR DAMAGESCOUNT I

Plaintiff, Deborah Smith, for her first claim for relief states:

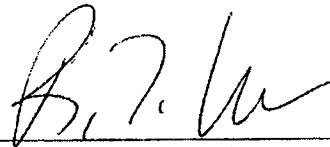
1. On August 18, 2019, Plaintiff, Deborah J. Smith, was on the premises of the Defendant, Dolgencorp LLC d/b/a Dollar General, located at 1032 N. SR 61 in the City of Petersburg, Pike County, Indiana, when she tripped and fell due to a wooden pallet that was obstructing the aisleway.
2. The injuries and damages were the responsible result of the carelessness and negligence of agents and/or employees of the Defendant, Dolgencorp LLC d/b/a Dollar General, for failing to properly inspect and maintain its property in a safe condition and for failing to properly remove hazards present in the aisleway.
3. The wooden pallet was under the management or control of the Defendant, Dolgencorp, LLC d/b/a Dollar General, and Plaintiff Deborah J. Smith's injuries are the type that would not have occurred with the exercise of proper care.
4. Defendant, Dolgencorp LLC d/b/a Dollar General is liable for Plaintiff, Deborah

Smith's, injuries and damages under the doctrine of res ipsa loquitur.

5. As a result of the fall, Plaintiff, Deborah Smith, sustained physical injuries and suffered physical and mental pain.

6. As a further result of the fall, Plaintiff, Deborah J. Smith, incurred hospital and medical expenses, and may incur such expenses and losses in the future, as well as the loss of a whole and useful life.

WHEREFORE, Plaintiff, Deborah J. Smith, demands judgment against Defendant, Dolgencorp LLC d/b/a Dollar General, in an amount that will reasonably compensate her for the injuries and damages sustained, for the costs of this action, for all other just and proper relief in the premises, and for trial by jury.



R.T. Green (7279-03)
Collin W. Green (33781-49)
Letha A. Maier (34371-29)
Attorneys for Plaintiff
BLACKBURN & GREEN
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
Telephone: (317) 489-4700

63C01-2105-CT-000128

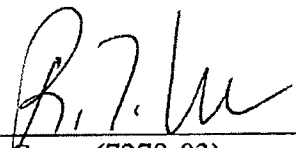
Pike Circuit Court

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Clerk
Pike County, Indiana

STATE OF INDIANA)	IN THE PIKE CIRCUIT COURT
) SS:	
COUNTY OF PIKE)	CAUSE NO.
DEBORAH J. SMITH,)	
)	
Plaintiff,)	
)	
vs.)	
)	
DOLGENCORP LLC)	
d/b/a DOLLAR GENERAL,)	
)	
Defendant.)	

JURY DEMAND

Comes now Plaintiff, Deborah J. Smith, by counsel, and demands trial by jury.



R.T. Green (7279-03)
Collin W. Green (33781-49)
Letha A. Maier (34371-29)
Attorneys for Plaintiff
BLACKBURN & GREEN
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
Telephone: (317) 489-4700

63C01-2105-CT-000128

Pike Circuit Court

Filed: 5/4/2021 1:53 PM

Clerk

Pike County, Indiana

IN THE PIKE CIRCUIT COURT
PO Box 125
Petersburg, IN 47567

SUMMONS

STATE OF INDIANA)
) SS: PIKE CIRCUIT COURT
COUNTY OF PIKE) CAUSE NO.

PLAINTIFF -

Deborah J. Smith

v.

DEFENDANT -

Dolgencorp, LLC

c/o Corporation Services Company, Registered Agent

135 N. Pennsylvania St., Suite 1610

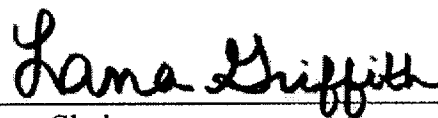
Indianapolis, In 46204

TO THE ABOVE NAMED:

You have been sued by the person named "PLAINTIFF" in the Court stated above. The nature of the suit against you is stated in the Complaint which is attached to this Summons. It also states the demand which the Plaintiff has made and wants from you.

You must answer the Complaint in writing, by you or your attorney, within twenty (20) days commencing the day after you receive this Summons, (you have twenty-three (23) days to answer if this Summons was received by mail), or judgment will be entered against you for what the Plaintiff has demanded. If you have a claim for relief against the Plaintiff arising from the same transaction or occurrence, you must assert it in your written Answer.

CLERK'S ISSUANCE

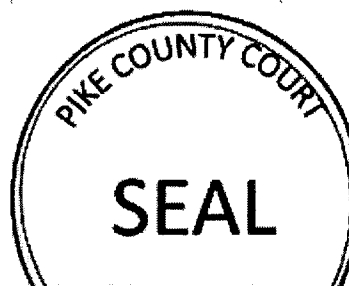
DATE May 4, 2021


Clerk

BY: _____
Deputy

The following manner of service is hereby designated: _____Registered Mail X Certified Mail
____By Sheriff as provided by law ____Other as follows: _____

ATTORNEYS FOR PLAINTIFF: R.T. Green (7279-03), Collin W. Green (33781-49), Leitha A. Maier (34371-29), **BLACKBURN & GREEN**, 8202 Clearvista Pkwy, Building 8, Suite B, Indianapolis, IN 46256
Telephone: (317) 489-4700



5/12/2021 9:34 AM Scanned

SENDER: COMPLETE THIS SECTION

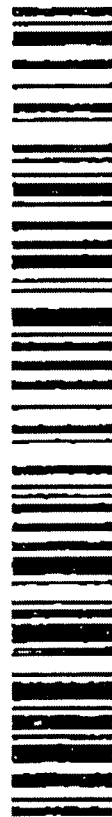
- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

Dolgencorp, LLC
c/o Corporation Services Company
Resident Agent

135 N. Pennsylvania Street, Ste 1610

Indianapolis IN 46204



9590 9402 6336 0296 1650 65

2. Article Number (Transfer from service label)

7020 1290 0001 1990 6454

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

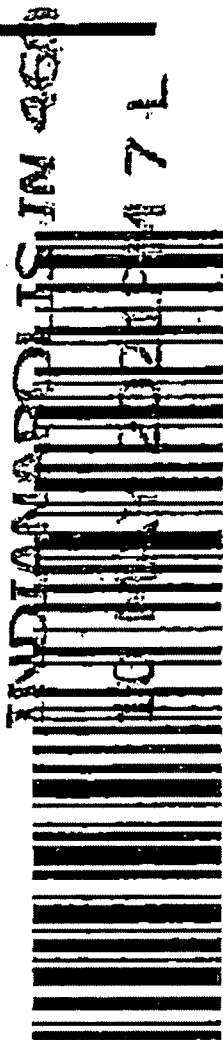
D. Is delivery address different from item 1? ☐ Yes ☒ No
If YES, enter delivery address below:

RECEIVED
MAY 12 2021

3. Service Type ☒ Priority Mail Express®
☐ Adult Signature Restricted Delivery ☐ Registered Mail™
☐ Adult Signature Restricted Delivery ☐ Registered Mail Restriction Delivery
☒ Certified Mail® ☒ Signature Confirmation
☐ Certified Mail Restricted Delivery ☐ Signature Confirmation Restricted Delivery
☐ Collect on Delivery ☐ Signature Confirmation Restricted Delivery
☐ Collect on Delivery Restricted Delivery ☐ Signature Confirmation Restricted Delivery
☐ Insured Mail ☐ Restricted Delivery

Domestic Return Receipt

USPS TRACKING #



9590 9402 6336 0296 1650 65

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

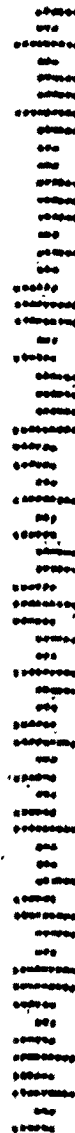
United States
Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

Pike County Circuit Court
801 Main Street

Petersburg, IN 47567

63001-2105-CT-000128



STATE OF INDIANA) IN THE PIKE COUNTY CIRCUIT COURT
) SS:
 COUNTY OF PIKE) CAUSE NO. 63C01-2105-CT-000128

DEBORAH J. SMITH,

Plaintiff,

vs.

DOLGENCORP LLC
 d/b/a DOLLAR GENERAL

Defendant.

E-FILING APPEARANCE BY ATTORNEY IN CIVIL CASE

This Appearance Form must be filed on behalf of every party in a civil case.

1. The party on whose behalf this form is being filed is:
 Initiating _____ Responding X Intervening _____ ; and
 the undersigned attorney and all attorneys listed on this form now appear in this case for
 the following parties:

Name of party **DOLGENCORP, LLC d/b/a DOLLAR GENERAL**

2. Attorney information for service as required by Trial Rule 5(B)(2)

Name: Lyndsay I. Ignasiak Atty Number: 30690-45

Address: Reminger Co., L.P.A., College Park Plaza, 8909 Purdue Road
Suite 200, Indianapolis, Indiana 46268

Phone: (317) 663-8570 Direct: (317) 853-7372

Fax: (317) 228-0943

Email Address: lignasiak@reminger.com

IMPORTANT: Each attorney specified on this appearance:

- (a) certifies that the contact information listed for him/her on the Indiana Supreme Court Roll of Attorneys is current and accurate as of the date of this Appearance;
- (b) **acknowledges that all orders, opinions, and notices from the court in this matter that are served under Trial Rule 86(G) will be sent to the attorney at the email address(es) specified by the attorney on the Roll of Attorneys**

- (c) **regardless of the contact information listed above for the attorney;** and understands that he/she is solely responsible for keeping his/her Roll of Attorneys contact information current and accurate, see Ind. Admis. Disc. R. 2(A).

Attorneys can review and update their Roll of Attorneys contact information on the Courts Portal at <http://portal.courts.in.gov>.

3. This is a _____ CT _____ case type as defined in administrative Rule 8(B)(3).
4. This case involves child support issues. Yes ____ No X *(If yes, supply social security numbers for all family members on a separately attached document filed as confidential information on **light green paper**. Use Form TCM-TR3.1-4.)*
5. This case involves a protection from abuse order, a workplace violence restraining order, or a no – contact order. Yes ____ No X *(If Yes, the initiating party must provide an address for the purpose of legal service but that address should not be one that exposes the whereabouts of a petitioner.)* The party shall use the following address for purposes of legal service:

Attorney's address

The Attorney General Confidentiality program address

(contact the Attorney General at 1-800-321-1907 or e-mail address is **confidential[atg.in.gov]**).

Another address (provide)

This case involves a petition for involuntary commitment. Yes No X

6. If Yes above, provide the following regarding the individual subject to the petition for involuntary commitment:
- a. Name of the individual subject to the petition for involuntary commitment if it is not already provided in #1 above: _____
- b. State of Residence of person subject to petition: _____
- c. At least one of the following pieces of identifying information:
- (i) Date of Birth _____
- (ii) Driver's License Number _____
State where issued _____ Expiration date _____
- (iii) State ID number _____
State where issued _____ Expiration date _____
- (iv) FBI number _____
- (v) Indiana Department of Corrections Number _____
- (vi) Social Security Number is available and is being provided in an attached confidential document Yes _____ No X
7. There are related cases: Yes _____ No X (If yes, list on continuation page.)
8. Additional information required by local rule: _____
9. There are other party members: Yes _____ No _____ (If yes, list on continuation page.)

10. This form has been served on all other parties and Certificate of Service is attached:
Yes X No

Respectfully submitted,

/s/ Lyndsay I. Ignasiak

Lyndsay I. Ignasiak (30690-45)

REMINER CO., L.P.A.

College Park Plaza

8909 Purdue Road

Suite 200

Indianapolis, IN 46268

T: (317) 853-7372

F: (317) 228-0943

lygnasiak@reminger.com

***Counsel for Defendant, Dolgencorp, LLC d/b/a
Dollar General***

CERTIFICATE OF SERVICE

I certify that on this 2nd day of June, 2021, a copy of the foregoing document was filed using the Court's Electronic Filing System. Notice of this filing will be sent to all parties by operation of the Court's Electronic Filing System. Parties may access this filing through the Court's Electronic Filing System.

R.T. Green
Collin W. Green
Letha A. Maier
BLACKBURN & GREEN
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
Counsel for Plaintiff

/s/ Lyndsay I. Ignasiak

Lyndsay I. Ignasiak (30690-45)

REMINER CO., L.P.A.

STATE OF INDIANA) IN THE PIKE COUNTY CIRCUIT COURT
) SS:
COUNTY OF PIKE) CAUSE NO. 63C01-2105-CT-000128

DEBORAH J. SMITH,

Plaintiff,

vs.

DOLGENCORP LLC
d/b/a DOLLAR GENERAL

Defendant.

**UNOPPOSED MOTION FOR ENLARGEMENT
OF TIME TO RESPOND TO COMPLAINT**

Defendant Dolgencorp, LLC d/b/a Dollar General (“Defendant”), by and through counsel, and pursuant to Indiana Rule of Trial Procedure 6(B), hereby requests an enlargement of time to respond to the Complaint filed by Plaintiff Deborah J. Smith (“Plaintiff”), and in support thereof, states as follows:

1. Plaintiff filed her Complaint on or about May 4, 2021. Defendant received service of the Complaint via U.S. Mail on or about May 10, 2021. A response, therefore, is due on or about June 2, 2021.
2. Defendant, however, requires additional time to investigate Plaintiff’s claims and confirm the proper entities in the matter. Accordingly, Defendant respectfully requests a thirty (30) day extension of time to respond to the Complaint, up to and including July 2, 2021.
3. This request is being made in good faith and not for purposes of delay. Furthermore, this request will not prejudice any party, as the matter has just been filed and there are not yet any case management deadlines.

4. Counsel for Defendant has reached out to counsel for Plaintiff regarding this request, and Plaintiff has indicated that she has no objection.

WHEREFORE, Defendant Dolgencorp, LLC d/b/a Dollar General respectfully requests an enlargement of time, up to and including July 2, 2021, to respond to the Complaint, and for all other just and appropriate relief.

Respectfully submitted,

/s/ Lyndsay I. Ignasiak

Lyndsay I. Ignasiak (30690-45)

REMINER CO., L.P.A.

College Park Plaza

8909 Purdue Road, Suite 200

Indianapolis, IN 46268

T: (317) 853-7372

F: (317) 228-0943

lygnasiak@reminger.com

***Counsel for Defendant Dolgencorp, LLC d/b/a
Dollar General***

CERTIFICATE OF SERVICE

I certify that on this 2nd day of June, 2021, a copy of the foregoing document was filed using the Court's Electronic Filing System. Notice of this filing will be sent to all parties by operation of the Court's Electronic Filing System. Parties may access this filing through the Court's Electronic Filing System.

R.T. Green
Collin W. Green
Letha A. Maier
BLACKBURN & GREEN
8202 Clearvista Parkway
Building 8, Suite B
Indianapolis, IN 46256
Counsel for Plaintiff

/s/ Lyndsay I. Ignasiak

Lyndsay I. Ignasiak (30690-45)
REMINER CO., L.P.A.

STATE OF INDIANA)
) SS: IN THE PIKE COUNTY CIRCUIT COURT
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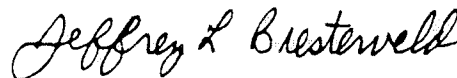
**ORDER GRANTING UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME TO RESPOND TO COMPLAINT**

This matter comes before the Court on Defendant's Unopposed Motion for Enlargement of Time to Respond to Complaint, and this Court, having reviewed said motion and being duly advised in the premise, does hereby GRANT the same.

IT IS SO ORDERED that Defendant shall have up to and including July 2, 2021 to respond to the Complaint.

June 2, 2021

DATE



JUDGE, Pike County Circuit Court

Distribution to all parties registered in this matter.